

Serial No. 09/445,51

TOT CHILLIE Amylin Docket No.:235/013US/18528.2

Devi, S.

Group Art Unit: 1645

Examiner:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

AMYLIN PHARMACEUTICALS, INC.

Applicants:

Duft, et al.

Serial No.:

09/445,517

Filed:

December 6, 1999

Title:

Methods for Treating Obesity

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In compliance with 37 C.F.R. §1.56, the articles and patent documents listed and identified on the attached Form PTO/SB/08A are being submitted herewith for consideration by the Examiner. A copy of each of the listed items is included herewith.

The references are being cited only in the interests of candor and without any admission that they constitute statutory prior art or contain matter which anticipates the invention or which would render the same obvious, either singly or in combination, to a person of ordinary skill in the art.

12/30/2004 SZEWDIE1 00000007 010535 09445517

01 FC:1806

180.00 DA

CERTIFICATE OF MAILING (37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person,

PATENT

Serial No. 09/445,517

Amylin Docket No.: 235/013US/ 18528.230

A fee of \$180.00 is believed due in connection with this submission. The Commissioner is hereby authorized to charge payment of this and any additional fees associated with this communication or credit any overpayment to Applicant's Deposit Account No. 010535.

Respectfully submitted,

AMYLIN PHARMACEUTICALS, INC.

Dated:

By:

Mi K Kin

Registration No. 44,830

AMYLIN PHARMACEUTICAL, INC.

9360 Town Centre Drive San Diego, CA 92121

Telephone: 858.552.2200 Facsimile: 858.552.1936

PTO/SB/17 (10-03)
Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

ellection of information unless it displays a valid OMB control number Under the Paperwork Rede

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	(\$) 180.00

Complete if Known			
Application Number	09/445,517	- ? ^	
Filing Date	December 6, 1999		
First Named Inventor	Duft, et al.	An C	
Examiner Name	Devi, S.	100	
Art Unit	1645	1/2 30	
Attorney Docket No.	235/013US/ 18528.230		

Check	METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)			
Deposit Accounts		e 3. ADDITIONAL FEES			
Daposit Account Number Daposit Account Num			•		
Account Number Acco	Danasit		tion Fee Paid		
ACCOUNT Name The Director is authorized to: (check all that apply) 1653 130 1053 1		051 130 2051 65 Surcharge - late filing fee			
Name			nal filing fee or		
Charge fee(s) indicated below			·		
Charge any additional fee(s) or any underpayment of fee(s) 1804 920* 1804 920* Requesting publication of SIR prior to Examiner action 1805 1,840* 1805 1,840		812 2,520 1812 2,520 For filing a request for ex	parte reexamination		
Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account. 1. BASIC Filing FEE Carge Entity Small Entity Fee Paid 1251 110 1251 110 1252 125 1252 120 1253 1253 1253 1203	Barriage reselve, minimum services		f SIR prior to		
1. BASIC FILING FEE Large Entity Small Entity Fee Paid 1251 110 2251 55 Extension for reply within first month 1252 2402 2252 210 Extension for reply within third month 1253 950 2253 475 Extension for reply within first month 1253 950 2253 475 Extension for reply within first month 1253 950 2253 475 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 Extension for reply within first month 1255 2,010 2255 1,005 2255 1,005 2255 1,005 2255 1,005 2255 1,005 2255 1,005 2255 1,005 2255 1,005 2255 1,005 2255 1,005 2255 1,005 2255 1,005 2255 1,005 2255 1,005 2	Charge fee(s) indicated below, except for the filing fee		f SIR after		
1. BASIC FILING FEE Large Entity Small Entity Fee	to the above-identified deposit account.				
1. BASIC FILING FEE Large Entity Small Entity Fee	FEE CALCULATION				
Total Claims	1. BASIC FILING FEE				
1001 770 2001 385 Utility filing fee 1255 2,010 2255 1,005 Extension for reply within fith month 165 Notice of Appeal 1401 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1403 290 2403 145 Request for oral hearing 1451 1,510 1451 1,510 Petition to institute a public use proceeding 1452 110 2452 55 Petition to revive - unavoidable 1501 1,330 2401 1451 1,510 Petition to revive - unavoidable 1501 1,330 2453 665 Petition to revive - unavoidable 1501 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2453					
1002 340 2002 170		,=,			
1003 530	1001 770 2001 385 Utility filing fee	255 2,010 2255 1,005 Extension for reply within	ı fifth month		
1004 770 2004 385 Reissue filing fee 1403 290 2403 145 Request for oral hearing 1451 1,510 Petition to institute a public use proceeding 1451 1,510 1451 1,510 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unintentional 1451 1,510 1451 1,510 1451 1,510 Petition to revive - unintentional 1451 1,510 1451 1,510 1451 1,510 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unintentional 1451 1,510 1451 1,510 1451 1,510 Petition to revive - unintentional 1451 1,510 1451 1,510 1451 1,510 Petition to revive - unintentional 1451 1,510 1451 1,510 1451 1,510 Petition to revive - unintentional 1451 1,510 1451 1,510 Petition to revive - unintentional 1451 1,510 1451 1,510 1451 1,510 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unintentional 1451 1,510 1451 1,510 1451 1,510 1451 1,510 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unintentional revive - unintentional revive - unintention to revive - unintention	1002 340 2002 170 Design filing fee	401 330 2401 165 Notice of Appeal			
1005 160 2005 80 Provisional filing fee SUBTOTAL (1) (\$) - 1451 1,510 2452 55 Petition to institute a public use proceeding 1451 1,510 2452 55 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unintentional 1451 1,510 1451 1,510 2452 55 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unintentional 1451 1,510 1451 1,510 1451 1,510 Petition to institute a public use proceeding 1452 110 2452 55 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unintentional 1451 1,510 1451 1,510 1451 1,510 Petition to institute a public use proceeding 1452 110 1452 110 1452 110 1453 1,330 1450 1550	1003 530 2003 265 Plant filing fee	402 330 2402 165 Filing a brief in support of	of an appeal		
SUBTOTAL (1) (\$) - 1452 110 2452 55 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unintentional 2501 665 Utility issue fee (or reissue) 5201 665 Utility issue fee (or reissue) 5202 6203 825 Plant issue fee (or reissue) 5202 6203 620 65 Utility issue fee (or reissue) 5202 6203 6204 6204 6204 6202 6204 6204 6202 6204 6204	1004 770 2004 385 Reissue filing fee	403 290 2403 145 Request for oral hearing	 		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Extra Claims	1005 160 2005 80 Provisional filing fee	451 1,510 1451 1,510 Petition to institute a pub	lic use proceeding		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Fee from below Fee Paid 1501 1,330 2501 665 Utility issue fee (or reissue) 1502 480 2502 240 Design issue fee 1503 320 Plant issue fee 1503 640 2503 320 Plant issue fee 1503 640 2	SUBTOTAL (1) (\$) -	452 110 2452 55 Petition to revive - unavo	idable		
Total Claims	2 EVEDA CLAIM FEEG FOR LITH ITV AND DEIGGLE	453 1,330 2453 665 Petition to revive - uninte	entional		
Total Claims	Fee from	501 1,330 2501 665 Utility issue fee (or reiss	ue)		
Independent Claims Multiple Dependent Large Entity Small Entity Small Entity Fee		502 480 2502 240 Design issue fee			
Multiple Dependent Large Entity Small Entity Fee Fee Fee Fee Fee Code (\$) Code Code (\$) Code Code (\$) Code Code (\$) Code Code	Independent		·		
Large Entity Small Entity Small Entity Fee Fee Fee Fee Fee Fee Fee Code (\$\$) Code (\$\$) Code (\$\$) 1806 180 1806 180 180 Submission of Information Disclosure Stmt 180.00 1202 18 2202 9 Claims in excess of 20 1201 86 2201 43 Independent claims in excess of 3 1203 290 2203 145 Multiple dependent claims over original patent 1800 770 2810 385 For each additional invention to be examined (37 CFR 1.129(b)) 1801 770 2801 385 Request for Continued Examination (RCE) 1205 18 2205 9 **Reissue claims in excess of 20 and over original patent 1802 900 1802 900 Request for expedited examination of a design application 1800 00 **Tor number previously paid, if greater; For Reissues, see above 1800 1801 770 1801 770 1802 900 1802 900 1802 900 Request for expedited examination of a design application 1800 1	Claims	460 130 1460 130 Petitions to the Commis	sioner		
Fee Fee Code (\$) 1202 18 1202 9 Claims in excess of 20 1201 86 1202 14 Independent claims in excess of 3 1203 290 1204 86 1204 86 1205 9 **Reissue independent claims over original patent 1205 18 1205 9 **Reissue claims in excess of 20 and over original patent **Tor number previously paid, if greater; For Reissues, see above **Tor number previously paid, if greater; For Reissues, see above Recording each patent assignment per property (times number of properties) Ro21 40 Recording each patent assignment per property (times number of properties) Ro21 40 Recording each patent assignment per property (times number of properties) Ro21 40 Recording each patent assignment per property (times number of properties) Ro21 40 Recording each patent assignment per property (times number of properties) Ro21 40 Recording each patent assignment per property (times number of properties) Ro21 40 Recording each patent assignment per property (times number of properties) Ro21 40 Recording each patent assignment per property (times number of property (times number of properties) Ro22 40 Recording each patent assignment per property (times number of properties) Ro23 40 Recording each patent assignment per property (times number of properties) Ro24 40 Recording each patent assignment per property (times number of properties) Ro25 40 Recording each patent assignment per property (times number of property (times number of properties) Ro26 40 Recording each patent assignment per property (times number of property (times number of property (times number of properties) Ro26 40 Recording each patent assignment per property (times number of pro		807 50 1807 50 Processing fee under 37	• • • • • • • • • • • • • • • • • • • •		
Code (\$)			AT DISCIOSURE SUITE		
1201 86 2201 43 Independent claims in excess of 3 1203 290 2203 145 Multiple dependent claim, if not paid 1204 86 2204 43 ** Reissue independent claims over original patent 1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent **or number previously paid, if greater; For Reissues, see above 1809 770 2809 385 Filing a submission after final rejection (37 CFR 1.129(a)) 1810 770 2810 385 For each additional invention to be examined (37 CFR 1.129(b)) 1801 770 2801 385 Request for Continued Examination (RCE) 1802 900 1802 900 Request for expedited examination of a design application Other fee (specify) *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 180.00	Code (\$)	8021 40 8021 40 Recording each patent a property (times number of	ssignment per of properties)		
1203 290 2203 145 Multiple dependent claim, if not paid 1204 86 2204 43 ** Reissue independent claims over original patent 1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent SUBTOTAL (2) (\$) - **or number previously paid, if greater; For Reissues, see above 1810 770 2810 385 For each additional invention to be examined (37 CFR 1.129(b)) 1801 770 2801 385 Request for Continued Examination (RCE) 1802 900 1802 900 Request for expedited examination of a design application Other fee (specify) *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 180.00	10 2232 0		final rejection		
1204 86 2204 43 reissue independent claims over original patent 1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent SUBTOTAL (2) (\$) - **or number previously paid, if greater; For Reissues, see above 1801 770 2801 385 Request for Continued Examination (RCE) 1802 900 Request for expedited examination of a design application Other fee (specify) *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 180.00		, , , , , , , , , , , , , , , , , , , ,	ntion to be		
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent SUBTOTAL (2) (\$) - **or number previously paid, if greater; For Reissues, see above 1802 900 1802 900 Request for expedited examination of a design application Other fee (specify) *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 180.00		·			
and over original patent SUBTOTAL (2) **or number previously paid, if greater; For Reissues, see above Other fee (specify) *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 180.00		The state of the s	` '		
*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 180.00			skammation		
**or number previously paid, if greater; For Reissues, see above SUBTOTAL (3) [(\$) 180.00	Other fee (specify)				
SUBMITTED BY (Complete (if applicable))	Year Company of the c				
	SUBMITTED BY	(Comple	ete (if applicable))		

Registration No. Telephone 858-552-2200 Mi K. Kim Name (Print/Type) (Attorney/Agent) December 20, 2004 Signature

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



PATENT Serial No. 09/445,517

Amylin Docket No.: 235/013US/ 18528.230

Certificate of Mailing (37 CFR 1.10)

RECEIVED

JAN 0 6 2005

TECH CENTER 1600/2900

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage in an envelope addressed to: Mail Stop Amendment, Commissioner for patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Enclosed Documents:

1. This Certificate of Mailing 1 page

2. Fee Transmittal 2 pages (copy included)

3. Supplemental Information Disclosure Statement 2 pages

4. IDS Form PTO/SB/08A 1 page

5. Cited Reference WO 94/26292 41 pages

6. Return Postcard

DEC 2 7 2004 E

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, and persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

Sheet

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of 1

Complete if Known				
Application Number	09/445,517	Va.		
Filing Date	December 6, 1999	N		
First Named Inventor	Duft, et al.	0		
Art Unit	1645	$\mathcal{H}_{\mathbf{x}}$		
Examiner Name	Sarvamangala JN Devi	160		
Attorney Docket Number	235/013 US	7771		

U. S. PATENT DOCUMENTS Name of Patentee or Pages, Columns, Lines, Where Examiner Cite Document Number MM-DD-YYYY Applicant of Cited Document Relevant Passages or Relevant Initials* Figures Appear Number-Kind Code^{2 (if known)} US-US-US-US-US-US-US-US-US-US-US-US-US-US-US-US-HS-

Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	Γ.
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	Τ'
	Α	WO 94/26292	11-24-1994	Univ. of		
				Cincinnati		
						L
						Ļ
	<u> </u>					L
						L

Examiner	Date	
Signature	Considered	
1	l .	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.